

1 JOHN M. MCCOY III, Cal Bar. No. 166244
Email: mccoymj@sec.gov
2 FINOLA H. MANVELIAN, Cal. Bar No. 180681
Email: manvelianf@sec.gov
3 JESSICA R. PUATHASNANON, Cal. Bar No. 208074
Email: puathasnانونj@sec.gov
4 BERNARD B. SMYTH III, Cal. Bar No. 217741
Email: smythb@sec.gov
5

6 Attorneys for Plaintiff
Securities and Exchange Commission
Rosalind R. Tyson, Regional Director
7 Andrew G. Petillon, Associate Regional Director
5670 Wilshire Boulevard, 11th Floor
8 Los Angeles, California 90036
Telephone: (323) 965-3998
9 Facsimile: (323) 965-3908
10

11 **UNITED STATES DISTRICT COURT**
12 **CENTRAL DISTRICT OF CALIFORNIA**

13 **SECURITIES AND EXCHANGE**
14 **COMMISSION,**

15 Plaintiff,

16 vs.

17 **NEWPOINT FINANCIAL SERVICES,**
18 **INC.; JOHN FARAH; GISSOU**
RASTEGAR FARAH; and ELAHEH
19 **AMOUEI,**

20 Defendants,

21 and

22 **TRIPLE "J" PLUS, LLC,**

23 Relief Defendant.
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Case No. CV10-0124 DDP (JEMx)

**STIPULATION EXTENDING
TEMPORARY RESTRAINING
ORDER AND CONTINUING
HEARING RE ORDER TO SHOW
CAUSE RE PRELIMINARY
INJUNCTION AND APPOINTMENT
OF PERMANENT RECEIVER TO
FEBRUARY 19, 2010, AT 10:00 A.M.**

1 **IT IS HEREBY STIPULATED** by and between the Plaintiff Securities and
2 Exchange Commission ("Commission"), defendants NewPoint Financial Services,
3 Inc., John Farahi, Gissou Rastegar Farahi, and Elaheh Amouei, and relief
4 defendant Triple "J" Plus, LLC, directly or through their attorneys of record, that
5 the Temporary Restraining Order and Orders: (1) Freezing Assets; (2) Appointing
6 James H. Donell as temporary receiver over defendant NewPoint Financial
7 Services, Inc. and relief defendant Triple "J" Plus, LLC; (3) Prohibiting the
8 Destruction of Documents; and (4) Requiring Accountings; and Order to Show
9 Cause Re Preliminary Injunction and Appointment of Permanent Receiver issued
10 by this Court on January 8, 2010 be continued in its entirety from January 15, 2010
11 at 10:00 a.m. until February 19, 2010 at 5:00 p.m. The hearing on the Order to
12 Show Cause Re Preliminary Injunction and Appointment of Permanent Receiver
13 shall be held on February 19, 2010 at 10:00 a.m., or as soon thereafter as the
14 parties may be heard, in the Courtroom of the Honorable Dean D. Pregerson,
15 United States District Judge. Any declarations, affidavits, points and authorities,
16 or other submissions in support of the issuance of such an Order shall be filed with
17 the Court and delivered to the Commission's Los Angeles office and the offices of
18 the defendants and/or their attorneys no later than 5:00 p.m. on January 29, 2010.
19 Any opposition papers shall be filed with the Court and delivered to the
20 Commission's Los Angeles office and the offices of defendants and/or their
21 attorneys no later than 5:00 p.m. on February 12, 2010.

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1 Any reply papers shall be filed with the Court and delivered to the Commission's
2 Los Angeles office and the offices of defendants and/or their attorneys no later
3 than 5:00 p.m. on February 17, 2010. Defendants shall have until March 10, 2010
4 to answer or otherwise respond to the Complaint.

5 Dated: January 12, 2010

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7 
8 Bernard B. Smyth
9 John M. McCoy III
Attorneys for Plaintiff Securities
And Exchange Commission

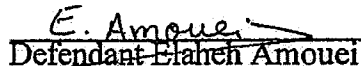
10 Dated: January 12, 2010

11
12 
Defendant John Farahi

13 Dated: January 12, 2010

14
15 
Defendant Gissou Rastegar Farahi

16 Dated: January 12, 2010

17
18 
Defendant Elahen Amouei

19 Dated: January 12, 2010

20
21 
22 James H. Donell
23 Jalmar Properties, Inc.
24 Temporary Receiver for Defendant
25 NewPoint Financial Services, Inc. and
26 Relief Defendant Triple "J" Plus, LLC
27
28

PROOF OF SERVICE

I am over the age of 18 years and not a party to this action. My business address is:

☒ U.S. SECURITIES AND EXCHANGE COMMISSION, 5670 Wilshire
Boulevard, 11th Floor, Los Angeles, California 90036-3648

Telephone No. (323) 965-3998; Facsimile No. (323) 965-3908.

On January 12, 2010, I caused to be served the document entitled **STIPULATION
EXTENDING TEMPORARY RESTRAINING ORDER AND CONTINUING
HEARING RE ORDER TO SHOW CAUSE RE PRELIMINARY
INJUNCTION AND APPOINTMENT OF PERMANENT RECEIVER TO
FEBRUARY 19, 2010, AT 10:00 A.M.** on all the parties to this action addressed as
stated on the attached service list:

☐ **OFFICE MAIL:** By placing in sealed envelope(s), which I placed for
collection and mailing today following ordinary business practices. I am
readily familiar with this agency's practice for collection and processing of
correspondence for mailing; such correspondence would be deposited with
the U.S. Postal Service on the same day in the ordinary course of business.

☐ **PERSONAL DEPOSIT IN MAIL:** By placing in sealed
envelope(s), which I personally deposited with the U.S. Postal Service.
Each such envelope was deposited with the U.S. Postal Service at Los
Angeles, California, with first class postage thereon fully prepaid.

☐ **EXPRESS U.S. MAIL:** Each such envelope was deposited in a
facility regularly maintained at the U.S. Postal Service for receipt of
Express Mail at Los Angeles, California, with Express Mail postage
paid.

☐ **HAND DELIVERY:** I caused to be hand delivered each such envelope to
the office of the addressee as stated on the attached service list.

☐ **FEDERAL EXPRESS:** By placing in sealed envelope(s) designated by
Federal Express with delivery fees paid or provided for, which I deposited in
a facility regularly maintained by Federal Express or delivered to a Federal
Express courier, at Los Angeles, California.

☒ **ELECTRONIC MAIL:** By transmitting the document by electronic mail
to the electronic mail address as stated on the attached service list.

☐ **FAX:** By transmitting the document by facsimile transmission. The
transmission was reported as complete and without error.

☒ **(Federal)** I declare under penalty of perjury that I am a member of the bar of
this Court and that the foregoing is true and correct.

Date: January 12, 2010

/s/ John M. McCoy III
John M. McCoy III

1 **SEC v. NEWPOINT FINANCIAL SERVICES, INC., et al.**
2 **United States District Court – Central District of California**
3 **Case No. CV 10-0124 DDP (JEMx)**
4 **(LA-3663)**

5 SERVICE LIST

6 James H. Donell
7 FedReceiver.com
8 12121 Wilshire Boulevard, Suite 301
9 Los Angeles, CA 90025
10 Email: james.donell@fedreceiver.com
11 ***Court-Appointed Temporary Receiver for Defendant NewPoint***
12 ***Financial Services, Inc., and Relief Defendant Triple "J" Plus, LLC***

13 John Farahi
14 c/o David Hurwitz, Esq.
15 Bird, Marella, Boxer, Wolpert, Nessim, Drooks & Lincenberg
16 1875 Century Park East, 23rd Floor
17 Los Angeles, CA 90067
18 Email: dih@birdmarella.com

19 Gissou Rastegar Farahi
20 c/o David Hurwitz, Esq.
21 Bird, Marella, Boxer, Wolpert, Nessim, Drooks & Lincenberg
22 1875 Century Park East, 23rd Floor
23 Los Angeles, CA 90067
24 Email: dih@birdmarella.com

25 Elaheh Amouei
26 c/o David Hurwitz, Esq.
27 Bird, Marella, Boxer, Wolpert, Nessim, Drooks & Lincenberg
28 1875 Century Park East, 23rd Floor
 Los Angeles, CA 90067
 Email: dih@birdmarella.com